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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Kahn et al.

**Serial No.:** 10/028,075

**Filed:** December 21, 2001

**For:** GENE REGULATOR

**Examiner:** To be assigned

**Group Art Unit:** 1632

**Attorney Docket No.:** 2183-5223US

**NOTICE OF EXPRESS MAILING**

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**STATEMENT**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

I, Tawni L. Wilhelm, an attorney registered to practice before the United States Patent & Trademark Office and attorney of record for this application, state that:

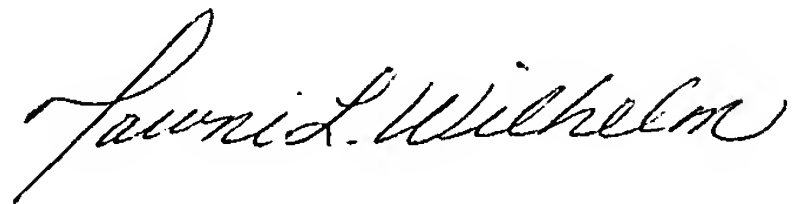
1. The enclosed paper copy of the SEQUENCE LISTING, as well as the enclosed copy of the SEQUENCE LISTING in computer readable form (CRF), have been prepared to comply with the requirements of 37 C.F.R. §§ 1.822 and/or 1.823.

2. The enclosed copy of the SEQUENCE LISTING in computer readable form (CRF) is believed to be the same as the paper copy of the SEQUENCE LISTING.

Serial No.: 10/028,075

3. The SEQUENCE LISTING submitted herewith is believed to contain no "new matter" with regard to the referenced patent application.

Respectfully submitted,

A handwritten signature in cursive script, reading "Tawni L. Wilhelm".

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Date: August 12, 2002